

E-Filed on June 13, 2007

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Special Litigation Counsel for USACM Liquidating Trust

LEWIS AND ROCA LLP

3993 Howard Hughes Parkway, Suite 600
Las Vegas, NV 89169-5996
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Email: rcharles@lrlaw.com

Counsel for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

In re:
USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,
Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND,
LLC,
Debtor.

In re:
USA SECURITIES, LLC,
Debtor.

Affects:
☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

Case Nos.:
BK-S-06-10725-LBR
BK-S-06-10726-LBR
BK-S-06-10727-LBR
BK-S-06-10728-LBR
BK-S-06-10729-LBR

JOINTLY ADMINISTERED
Chapter 11 Cases

Judge Linda B. Riegle Presiding

**NOTICE OF FILING PROOFS OF
SERVICE OF SUBPOENAS FOR
RULE 2004 EXAMINATION**

NOTICE IS GIVEN that the USACM Liquidating Trust herewith files the:

**Proof of Service of Subpoena for Rule 2004 Examination
on Margaret Wilson, person authorized to accept service
of process for C.T. Corporation, Registered Agent for**

1 service for Fidelity National Title Company (Exhibit A
2 Attached);

3 Proof of Service of Subpoena for Rule 2004 Examination
4 on Brein Pidgeon, Resident Agent for service for Lawyers
5 Title Insurance Company (Exhibit B Attached);

6 Proof of Service of Subpoena for Rule 2004 Examination
7 on Marquis & Aurbach, Resident Agent for service for
8 Old Republic Title Company of Nevada (Exhibit C
9 Attached); and

10 Proof of Service of Subpoena for Rule 2004 Examination
11 on Nik Skrinjaric, Resident Agent for Service for Nevada
12 Title Company (Exhibit D Attached).

13 DATED: June 13, 2007

14 DIAMOND MCCARTHY LLP

15 LEWIS AND ROCA LLP

16 By: /s/ Eric D. Madden
17 Allan B. Diamond, TX 05801800 (pro hac vice)
18 William T. Reid, IV, TX 00788817 (pro hac vice)
19 Eric D. Madden, TX 24013079 (pro hac vice)
20 909 Fannin, Suite 1500
21 Houston, Texas 77010
22 (713) 333-5100 (telephone)
23 (713) 333-5199 (facsimile)

24 By: /s/ Rob Charles
25 Susan M. Freeman, AZ 4199 (pro hac vice)
26 Rob Charles, NV 6593
3993 Howard Hughes Parkway, Suite 600
Las Vegas, Nevada 89169-5996
(702) 949-8320 (telephone)
(702) 949-8321 (facsimile)

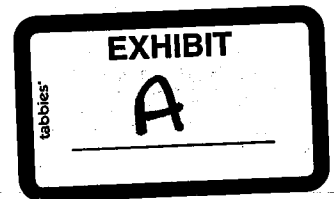
Special Litigation Counsel for
USACM Liquidating Trust

Counsel for USACM Liquidating Trust

ATTORNEY OR PARTY WITHOUT ATTORNEY (NAME AND ADDRESS) DIAMOND MCCARTHY TAYLOR FINLEY & LEE LLP 1201 ELM ST., 34TH FLOOR DALLAS, TX 75270		TELEPHONE NO. (214) 389-5300		FOR COURT USE ONLY	
ATTORNEY FOR (NAME)		Ref. No. or File No. OSP12853-01			
Insert name of court, judicial district or branch court. UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT CENTRAL DISTRICT CENTRAL DISTRICT					
SHORT TITLE OF CASE RE: USA COMMERCIAL					
PROOF OF SERVICE		DATE: 07/13/07	TIME: 10:00 am	DEPT/DIV:	CASE NUMBER: BKS0610725LBR

1. At the time of service I was at least 18 years of age and not a party to this action, and I served copies of the (specify documents):
SUBPOENA FOR RULE 2004 EXAMINATION
 2. a. Party Served: (specify name of party as shown on the documents served):
FIDELITY NATIONAL TITLE COMPANY
 - b. Person Served: MARGARET WILSON
PERSON AUTHORIZED TO ACCEPT SERVICE OF PROCESS FOR
C.T. CORPORATION, REGISTERED AGENT FOR SERVICE
 - c. Address: 818 W. 7TH STREET
LOS ANGELES, CA 90017
- (Business)
3. I served the party named in item 2
 - a. By personally delivering the copies.
 - (1) on: (date): June 6, 2007
 - (2) at: (time): 02:20 pm

Witness fees and mileage both ways were paid. Amount: 45.00



5. Person serving (name, address, and telephone No.): a. Fee for service: \$ 110.00 [CCP 1033.5(a)(4)(B)]

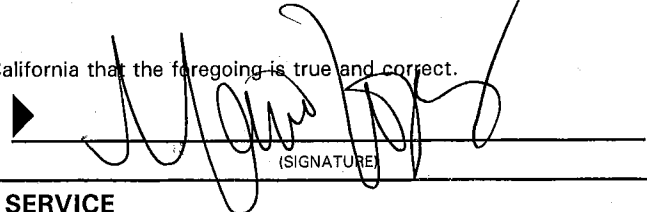


MARIO LOPEZ
15759 Strathern Street
Van Nuys, CA 91406
Phone: (818) 787-0422 or (323) 873-4909
Registration No.: 67

- (1) Employee or Independent contractor.
- (2) Registration No.: 5143
- (3) County: LOS ANGELES
- (4) Expiration (date): 12/06/2008

6. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: June 8, 2007


(SIGNATURE)

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
)
COUNTY OF CLARK)

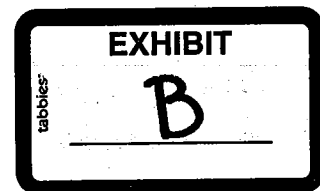
MARIE A SCHEIB, being duly sworn deposes and says: that at all times herein affiant was and is a citizen of the United States, over 18 years of age, licensed to serve civil process in the state of Nevada under license #389, and not a party to or interested in the proceeding in which this affidavit is made. The affiant received on Wednesday June 06 2007; 1 copy(ies) of the:

SUBPOENA FOR RULE 2004 EXAMINATION, ORDER REQUIRING LAWYERS TITLE INSURANCE CORPORATION TO PRODUCE DOCUMENTS AND ONE OR MORE REPRESENTATIVES FOR EXAMINATION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004, AND \$43.00 WITNESS FEE CHECK

I served the same on Wednesday June 06 2007 at 02:01PM by:

Serving the Witness, LAWYERS TITLE INSURANCE COMPANY BY AND THROUGH ITS RESIDENT AGENT, BREIN PIDGEON

Substituted Service, by leaving the copies with or in the presence of: RICHARD COMPTON, MANAGER ON BEHALF OF LAWYERS TITLE INSURANCE COMPANY BY AND THROUGH ITS RESIDENT AGENT PURSUANT TO NRS 14.020 AS A PERSON OF SUITABLE AGE AND DISCRETION AT THE ADDRESS BELOW, WHICH ADDRESS IS THE ADDRESS OF THE RESIDENT AGENT AS SHOWN ON THE CERTIFICATE OF DESIGNATION FILED WITH THE SECRETARY OF STATE. Authorized Agent. at the Witness's Business located at 1210 S. VALLEY VIEW BLVD 1ST FLOOR, Las Vegas, NV 89102.

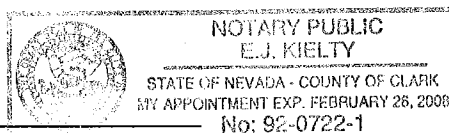


SUBSCRIBED AND SWORN to before me on this
Wednesday June 06 2007

Marie Scheib

Affiant: MARIE A SCHEIB

LEGAL WINGS, INC. - NV LIC #389
1118 FREMONT STREET
Las Vegas, NV 89101
(702) 384-0305, FAX (702) 384-8638



E.J. Kielty

Notary Public

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
)
COUNTY OF CLARK)

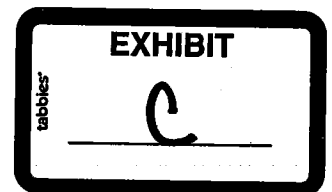
MARIO ROBINSON, being duly sworn deposes and says: that at all times herein affiant was and is a citizen of the United States, over 18 years of age, licensed to serve civil process in the state of Nevada under license #389, and not a party to or interested in the proceeding in which this affidavit is made. The affiant received on Wednesday June 06 2007; 1 copy(ies) of the:

SUBPOENA FOR RULE 2004 EXAMINATION, ORDER REQUIRING OLD REPUBLIC TITLE COMPANY OF NEVADA TO PRODUCE DOCUMENTS AND ONE OR MORE REPRESENTATIVES FOR EXAMINATION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004, AND \$56.00 WITNESS FEE CHECK

I served the same on Wednesday June 06 2007 at 02:46PM by:

Serving the Witness, OLD REPUBLIC TITLE COMPANY OF NEVADA BY AND THROUGH ITS RESIDENT AGENT, MARQUIS & AURBACH

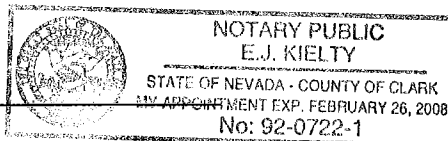
Substituted Service, by leaving the copies with or in the presence of: SUSIE MUNGARAY ON BEHALF OF OLD REPUBLIC TITLE COMPANY, RESIDENT AGENT PURSUANT TO NRS 14.020, AS A PERSON OF SUITABLE AGE AND DISCRETION AT THE ADDRESS BELOW, WHICH ADDRESS IS THE ADDRESS OF THE RESIDENT AGENT AS SHOWN ON THE CURRENT CERTIFICATE OF DESIGNATION FILED WITH THE SECRETARY OF STATE Authorized Agent. at the Witness's Business located at 10001 PARK RUN DRIVE, LAS VEGAS, NV 89145.



SUBSCRIBED AND SWORN to before me on this
Thursday June 07 2007

A large, stylized handwritten signature in black ink, likely belonging to Mario Robinson.

Affiant: MARIO ROBINSON
LEGAL WINGS, INC. - NV LIC #389
1118 FREMONT STREET
Las Vegas, NV 89101
(702) 384-0305, FAX (702) 384-8638

A handwritten signature in black ink, likely belonging to E.J. Kielty.
Notary Public

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
)
COUNTY OF CLARK)

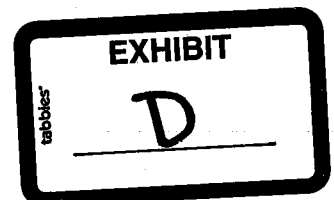
MARIO ROBINSON, being duly sworn deposes and says: that at all times herein affiant was and is a citizen of the United States, over 18 years of age, licensed to serve civil process in the state of Nevada under license #389, and not a party to or interested in the proceeding in which this affidavit is made. The affiant received on Wednesday June 06 2007; 1 copy(ies) of the:

SUBPOENA FOR RULE 2004 EXAMINATION, ORDER REQUIRING NEVADA TITLE COMPANY TO PRODUCE DOCUMENTS AND ONE OR MORE REPRESENTATIVES FOR EXAMINATION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004, AND \$56.00 WITNESS FEE CHECK

I served the same on Wednesday June 06 2007 at 02:12PM by:

Serving the Witness, NEVADA TITLE COMPANY BY AND THROUGH ITS RESIDENT AGENT, NIK SKRINJARIC

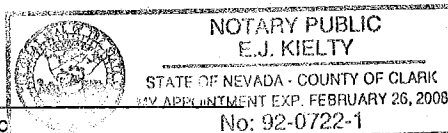
Substituted Service, by leaving the copies with or in the presence of: MICHAEL R. MCNERNY Authorized Agent. at the Witness's Business located at 2500 N. BUFFALO DRIVE SUITE 250, Las Vegas, NV 89128.



SUBSCRIBED AND SWORN to before me on this
Thursday June 07 2007

A handwritten signature in black ink, appearing to read "E.J. Kielty".

Notary Public



A large, stylized handwritten signature in black ink, likely belonging to Mario Robinson.

Affiant: MARIO ROBINSON
LEGAL WINGS, INC. - NV LIC #389
1118 FREMONT STREET
Las Vegas, NV 89101
(702) 384-0305, FAX (702) 384-8638